

Message Text

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PAGE 01 TOKYO 00476 120157Z

ACTION EB-08

INFO OCT-01 EA-10 IO-13 ISO-00 AGRE-00 CEA-01 CIAE-00

COME-00 DODE-00 FRB-03 H-01 INR-07 INT-05 L-03

LAB-04 NSAE-00 PA-01 CTME-00 AID-05 SS-15 STR-06

ITC-01 TRSE-00 PRS-01 SP-02 SOE-02 OMB-01 DOE-11

SSO-00 NSCE-00 USIE-00 INRE-00 /101 W

-----123743 120159Z /64

O P 120130Z JAN 78

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC IMMEDIATE 4251

INFO USMISSION GENEVA PRIORITY

C O N F I D E N T I A L TOKYO 0476

USMTN ALSO FOR MISSION

E.O. 11652: GDS

TAGS: ETRD, GATT, JA

SUBJECT: THROWN SILK

REFS: (A) STATE 006297; (B) TOKYO 393; (C) TOKYO 244

1. WE HAVE RECEIVED FOLLOWING (UNEDITED) TEXT FROM SAKAI
CONCERNING U.S.-JAPAN THROWN SILK AGREEMENT.

"1. THE GOVERNMENT OF JAPAN IS PREPARED FROM NOW ON
TO ISSUE PRIOR PERMISSION FOR THE IMPORTATION OF THROWN
SILK FROM THE U.S. UP TO ONE THOUSAND SEVEN HUNDRED BALES
PER YEAR UNDER THE PRESENT PRIOR PERMISSION SYSTEM.

2. THE GOVERNMENT OF JAPAN INTENDS TO GIVE NO
PUBLICITY AS TO THE FACT THAT A QUANTITY-WISE AGREEMENT
WAS REACHED BETWEEN THE GOVERNMENT OF JAPAN AND THE GOVERN-
MENT OF THE U.S. BECAUSE OF THE KEEN ATTENTION OF THIRD
COUNTRIES TO THIS MATTER. THEREFORE, THE OFFER MENTIONED
IN PARAGRAPH 1 IS MADE ON THE CONDITION THAT THE TWO
GOVERNMENTS AGREE UPON THE FOLLOWING:

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PAGE 02 TOKYO 00476 120157Z

(1) A SATISFACTORY ADJUSTMENT WAS MADE CONCERNING
THE REPRESENTATION ON THIS MATTER MADE BY THE
GOVERNMENT OF THE U.S. UNDER ARTICLE XXIII:1
OF THE GENERAL AGREEMENT AT THE GATT COUNCIL
ON JULY 26, 1977.

(B) THE GOVERNMENT OF THE U.S. WILL WITHDRAW THE

COMPLAINT ON THIS MATTER TO THE CONTRACTING
PARTIES OF THE GATT BROUGHT UNDER ARTICLE XXIII:2
OF THE GENERAL AGREEMENT IN VIEW OF THE FACT
THAT THE SATISFACTORY ADJUSTMENT WAS MADE.

(C) WHEN NECESSARY, THE TWO GOVERNMENTS WILL
EXPLAIN "A SATISFACTORY ADJUSTMENT" TO
OUTSIDERS AS FOLLOWS; "THE GOVERNMENT OF THE
U.S. WAS SATISFIED WITH THE RECENT IMPLE-
MENTATION OF THE PRIOR PERMISSION SYSTEM."

(D) THE TWO GOVERNMENTS WILL REQUEST THE CHAIRMAN
OF THE PANEL TO SUBMIT A REPORT ON THIS
MATTER TO THE COUNCIL OF THE GATT WHICH WILL
CONTAIN ONLY (A), (B) AND (C) MENTIONED ABOVE.

(2) REGARDING THE MATTERS RELATED WITH SECTION 301
OF THE U.S. TRADE ACT OF 1974.

THE GOVERNMENT OF THE U.S. WILL TERMINATE
THE PROCEDURAL MEASURES TAKEN ON THE BASIS OF
SECTION 301 OF THE U.S. TRADE ACT OF 1974 IN
A MANNER NOT TO GIVE ANY INDICATION THAT A
QUANTITY-WISE AGREEMENT WAS REACHED BETWEEN
THE TWO GOVERNMENTS.

(3) WHEN AN AGREEMENT IS REACHED ON PARAGRAPHS
1. AND 2. MENTIONED ABOVE, THE TWO GOVERNMENTS MAY
CONSIDER TO PUT THE AGREEMENT ON RECORD IN SUCH
FORM AS A LETTER."

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PAGE 03 TOKYO 00476 120157Z

2. MITI APPEARED SATISFIED WITH REPLIES ON GATT AND
301 CASE CONTAINED PARAS 1 AND 2 OF REFTEL A. SAKAI
CONFIRMED THAT SHIFT TO CALENDAR YEAR BASIS WILL BEGIN
AS OF JAN 1, 1978, AND THAT LICENSES WILL BE GOOD FOR
SIX MONTHS FROM DATE OF ISSUE.

3. WE AND MITI ARE READY TO DRAW UP LETTER OR AGREED
MINUTE (MITI DOES NOT WANT A FORMAL NOTE) BASED ON
ABOVE TEXT AND WILL CABLE DRAFT SOONEST.
MANSFIELD

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SILK
Control Number: n/a
Copy: SINGLE
Draft Date: 12 jan 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978TOKYO00476
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780017-0451
Format: TEL
From: TOKYO MTN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780170/aaaachdi.tel
Line Count: 104
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: fd41fce3-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 78 STATE 6297, 78 TOKYO 393, 78 TOKYO 244
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 28 jul 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3785469
Secure: OPEN
Status: NATIVE
Subject: THROWN SILK
TAGS: ETRD, JA, GATT
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/fd41fce3-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014